



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

STORAGE TECHNOLOGY CORPORATION  
ONE STORAGE TEK DRIVE, MS-4309  
LOUISVILLE CO 80028-4309

**COPY MAILED**

NOV 08 2005

**OFFICE OF PETITIONS**

In re Application of  
Milligan, et al.  
Application No.: 10/791,205  
Filed: March 2, 2004  
Attorney Docket No.: 2003-023-DSK  
For: CANISTER-BASED STORAGE SYSTEM

DECISION ACCORDING STATUS  
UNDER 37 CFR 1.47(a)

This is a decision on the reconsideration petition under 37 CFR 1.47(a), filed October 21, 2005 (certificate of mailing date October 19, 2005).

The petition is **GRANTED**.

Petitioners have shown that the non-signing inventor, Jacques Debiez, has unequivocally refused to join in the filing of the above-identified application. Specifically, the statement of facts of Charles Milligan establishes that during a meeting with Mr. Milligan on August 25, 2005, the inventor declared (1) that would neither receive nor read documents from the assignee and (2) that all contact with him must be carried out through his attorney. Petitioners have attempted to contact Mr. Debiez' attorney with the application papers on 10 occasions without any success. Given these facts, further attempts to gain Mr. Debiez' cooperation would be fruitless. Petitioners have submitted a declaration in compliance with 37 CFR 1.63 and 1.64.

This application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

After this decision is mailed, the above-identified application will be forwarded to Technology Center 2841 for examination in due course.

Telephone inquiries should be directed to the undersigned at (571) 272-3230.



E. Shirene Willis  
Senior Petitions Attorney  
Office of Petitions

cc: MARK D. CHUEY  
BROOKS KUSHMAN P.C.  
1000 TOWN CENTER, 22<sup>ND</sup> FLOOR  
SOUTHFIELD, MI 48075-1238



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

JACQUES DEBIEZ  
229 CHEMIN DE TUCAUT  
31270 CUGNAUX  
FRANCE

**COPY MAILED**

NOV 08 2005

In re Application of  
Milligan, et al.  
Application No.: 10/791,205  
Filed: March 2, 2004  
Attorney Docket No.: 2003-023-DSK  
For: CANISTER-BASED STORAGE SYSTEM

LETTER **OFFICE OF PETITIONS**

Dear Mr. Debiez:

You are named as a joint inventor in the above identified United States patent application, filed under the provisions of 35 U.S.C. 116 (United States Code), and 37 CFR 1.47(a), Rules of Practice in Patent Cases. Should a patent be granted on the application you will be designated therein as a joint inventor.

As a named inventor you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost per 37 CFR 1.19) or make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent attorney or agent presenting written authorization from you. If you care to join the application, the contact person listed below would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Requests for information regarding your application should be directed to the File Information Unit at (703)308-2733. Information regarding how to pay for and order a copy of the application, or a specific paper in the application, should be directed to Certification Division at (703)308-9726 or 1(800)972-6382 (outside the Washington D.C. area).

Telephone inquiries regarding this communication should be directed to the undersigned at (571) 272-3230.

E. Shirene Willis  
Senior Petitions Attorney  
Office of Petitions

CONTACT PERSON: Timothy R. Schulte  
Storage Technology Corporation  
One StorageTek Drive, MS-4309  
Louisville CO 80028-4309